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PATENTS, TRADEMARKS, COPYRIGHTS & UNFAIR COMPETITION

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January 15, 2008

Commissioner For Patents  
Office of Initial Patent Examination  
Customer Service Center  
P.O. Box 1450  
Alexandria, VA 22313-1450

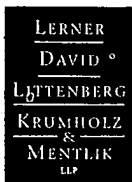
Re: Our File: SPINE 3.0-437 CIP CIP CIP CIP CIP CIP CON VI  
Appln. No. 10/784,597  
Filing Date: 10/12/2004  
Group Art Unit: 3738

Dear Sir:

We are enclosing herewith a copy of a corrected filing receipt for the above-identified patent application.

Please note that the filing receipt is incorrect. Please delete the priority data listed in the corrected filing receipt and insert the following under **Domestic Priority data as claimed by applicant**:

This application is a continuation of 10/282,356 filed 10/29/02 PAT. 7,169,182  
which is a CIP of 10/256,160 filed 9/26/02 PAT. 6,989,032  
which is a CIP of 10/175,417 filed 6/19/02  
which is a CIP of 10/151,280 filed 5/20/02  
which is a CIP of 09/970,479 filed 10/4/01 PAT. 6,669,730 and 10/140,153 filed 5/7/02  
and said 09/970,479 filed 10/4/01 PAT. 6,669,730  
is a CIP of 09/968,046 filed 10/1/01 ABN  
and said 10/140,153 filed 5/7/02 ABN  
is a CIP of 09/970,479 filed 10/4/01 PAT. 6,669,730  
and said 10/140,153 filed 5/7/02 ABN  
is a CIP of 10/128,619 filed 4/23/02 PAT. 6,863,689  
and said 10/128,619 filed 4/23/02 PAT. 6,863,689  
is a CIP of 09/906,119 filed 7/16/01 PAT. 6,607,559  
and said 10/128,619 filed 4/23/02 PAT. 6,863,689  
is a CIP of 09/982,148 filed 10/18/01 PAT. 6,673,113



Commissioner For Patents  
Office of Initial Patent Examination  
January 15, 2007  
Page 2

Kindly issue a corrected filing receipt for the above-identified application as soon as possible.

Sincerely yours,

LERNER, DAVID, LITTENBERG,  
KRUMHOLZ & MENTLIK, LLP

WILLIAM A. DI BIANCA  
Reg. No. 58,653

WAD/kj  
Enclosures



UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING or 371(c) DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/784,597	10/12/2004	3738	790	SPINE 3.0-437 CIPCIPCPCI	18	20	2

**CONFIRMATION NO. 8309**

**CORRECTED FILING RECEIPT**

51640  
SPINE MP  
LERNER, DAVID, et al.  
600 SOUTH AVENUE WEST  
WESTFIELD, NJ07090

Date Mailed: 12/15/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

**Applicant(s)**

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**Power of Attorney:** The patent practitioners associated with Customer Number 000530

**Domestic Priority data as claimed by applicant**

This application is a CON of 10/282,356 10/29/2002  
which is a CON of 10/256,160 09/26/2002 PAT 6,989,032  
which is a CON of 10/175,417 06/19/2002  
which is a CON of 10/151,280 05/20/2002  
which is a CON of 09/970,479 10/04/2001 PAT 6,669,730  
and is a CON of 10/140,153 05/07/2002  
and said 09/970,479 10/04/2001  
is a CON of 09/968,046 10/01/2001 ABN  
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which is a CON of 09/906,119 07/16/2001 PAT 6,607,559  
and is a CON of 09/982,148 10/18/2001 PAT 6,673,113  
and said 09/970,479 10/04/2001  
is a CIP of 09/968,045 10/01/2001 PAT 6,740,117  
which is a CIP of 09/789,936 02/15/2001 ABN

**Foreign Applications**

**If Required, Foreign Filing License Granted: 08/09/2004**

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is  
**US10/784,597**

**Projected Publication Date: Not Applicable**

**Non-Publication Request: No**

**Early Publication Request: No**

**Title**

Artificial intervertebral disc trials having a cylindrical engagement surface

**Preliminary Class**

606

**PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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**Title 35, United States Code, Section 184**

**Title 37, Code of Federal Regulations, 5.11 & 5.15**

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